



PERMIT
Under the Environmental Conservation Law (ECL)

IDENTIFICATION INFORMATION

Permit Type: Air State Facility
Permit ID: 8-2614-00633/00014
Mod 0 Effective Date: 04/07/1999 Expiration Date: No expiration date.
Mod 1 Effective Date: 06/04/2002 Expiration Date: No expiration date.
Mod 2 Effective Date: 02/08/2010 Expiration Date: No expiration date.

Permit Issued To: GRIFFITH ENERGY INC
760 BROOKS AVE
ROCHESTER, NY 14619-2259

Facility: ROCHESTER TERMINAL
275 MCKEE RD
ROCHESTER, NY 14611-2017

Contact: DAN STOWELL
GRIFFITH OIL INC
760 BROOKS AVE
ROCHESTER, NY 14619-2259
(585) 783-2615

Description:
Initial Air State Facility Permit was issued April 7, 1999 for a bulk petroleum storage and terminal facility consisting of 5 vertical storage tanks and 2 loading rack areas. The permit restricted facility emissions to below Title V thresholds of 50 tons per year of VOC 10 tons per year of individual HAP compounds and 25 tons per year total HAP with throughput limits during any consecutive 12 month period of 150,000,000 gallons of distillate and 153,000,000 gallons of gasoline.

The Initial Air State Facility Permit was modified effective June 4, 2002 to authorize installation of a new vapor combustion unit to replace the original unit at the gasoline loading rack. The replacement unit reduced potential VOC and HAP emissions to below Title V thresholds, allowing replacement of throughput limit capping conditions with a condition that limited facility VOC emissions below 50 tons per year based on continuous operation of the vapor combustion unit during loading.

This second modification (Mod 2) authorizes installation of two 30,000 gallon denatured ethanol storage tanks, for blending gasoline with a 10% ethanol content. Emission limits remain unchanged.

New York State Department of Environmental Conservation
Facility DEC ID: 8261400633



By acceptance of this permit, the permittee agrees that the permit is contingent upon strict compliance with the ECL, all applicable regulations, the General Conditions specified and any Special Conditions included as part of this permit.

Permit Administrator: DAVID L BIMBER
 DIVISION OF ENVIRONMENTAL PERMITS
 6274 EAST AVON LIMA RD
 AVON, NY 14414-9519

Authorized Signature: _____ Date: ____ / ____ / ____



Notification of Other State Permittee Obligations

Item A: Permittee Accepts Legal Responsibility and Agrees to Indemnification

The permittee expressly agrees to indemnify and hold harmless the Department of Environmental Conservation of the State of New York, its representatives, employees and agents ("DEC") for all claims, suits, actions, and damages, to the extent attributable to the permittee's acts or omissions in connection with the compliance permittee's undertaking of activities in connection with, or operation and maintenance of, the facility or facilities authorized by the permit whether in compliance or not in any compliance with the terms and conditions of the permit. This indemnification does not extend to any claims, suits, actions, or damages to the extent attributable to DEC's own negligent or intentional acts or omissions, or to any claims, suits, or actions naming the DEC and arising under article 78 of the New York Civil Practice Laws and Rules or any citizen suit or civil rights provision under federal or state laws.

Item B: Permittee's Contractors to Comply with Permit

The permittee is responsible for informing its independent contractors, employees, agents and assigns of their responsibility to comply with this permit, including all special conditions while acting as the permittee's agent with respect to the permitted activities, and such persons shall be subject to the same sanctions for violations of the Environmental Conservation Law as those prescribed for the permittee.

Item C: Permittee Responsible for Obtaining Other Required Permits

The permittee is responsible for obtaining any other permits, approvals, lands, easements and rights-of-way that may be required to carry out the activities that are authorized by this permit.

Item D: No Right to Trespass or Interfere with Riparian Rights

This permit does not convey to the permittee any right to trespass upon the lands or interfere with the riparian rights of others in order to perform the permitted work nor does it authorize the impairment of any rights, title, or interest in real or personal property held or vested in a person not a party to the permit.



LIST OF CONDITIONS

DEC GENERAL CONDITIONS

General Provisions

- Facility Inspection by the Department
- Facility Inspection by the Department
- Relationship of this Permit to Other Department Orders and Determinations
 - Applications for permit renewals, modifications and transfers
 - Applications for Permit Renewals and Modifications
 - Permit modifications, suspensions or revocations by the Department
 - Applications for Permit Renewals and Modifications
 - Permit Modifications, Suspensions and Revocations by the Department
 - Permit Modifications, Suspensions, and Revocations by the Department

Facility Level

- Submission of Applications for Permit Modification or Renewal -REGION 8 HEADQUARTERS
- Submission of application for permit modification or renewal-REGION 8 HEADQUARTERS



DEC GENERAL CONDITIONS
****** General Provisions ******
GENERAL CONDITIONS - Apply to ALL Authorized Permits.

Condition 1-1: Facility Inspection by the Department
Applicable State Requirement: ECL 19-0305

Item 1-1.1:

The permitted site or facility, including relevant records, is subject to inspection at reasonable hours and intervals by an authorized representative of the Department of Environmental Conservation (the Department) to determine whether the permittee is complying with this permit and the ECL. Such representative may order the work suspended pursuant to ECL 71-0301 and SAPA 401(3).

Item 1-1.2:

The permittee shall provide a person to accompany the Department's representative during an inspection to the permit area when requested by the Department.

Item 1-1.3:

A copy of this permit, including all referenced maps, drawings and special conditions, must be available for inspection by the Department at all times at the project site or facility. Failure to produce a copy of the permit upon request by a Department representative is a violation of this permit.

Condition 1: Facility Inspection by the Department
Applicable State Requirement: ECL 3-0301 (2) (g)

Expired by Mod No: 1

Item 1.1:

The permitted site or facility, including relevant records, is subject to inspection at reasonable hours and intervals by an authorized representative of the Department of Environmental Conservation (the Department) to determine whether the permittee is complying with this permit and the ECL. Such representative may order the work suspended pursuant to ECL 71-0301 and SAPA 401(3).

Item 1.2:

The permittee shall provide a person to accompany the Department's representative during an inspection to the permit area when requested by the Department.

Item 1.3:

A copy of this permit, including all referenced maps, drawings and special conditions, must be available for inspection by the Department at all times at the project site. Failure to produce a copy of the permit upon request by a Department representative is a violation of this permit.

Condition 2: Relationship of this Permit to Other Department Orders and Determinations
Applicable State Requirement: ECL 3-0301 (2) (m)

Item 2.1:

Unless expressly provided for by the Department, issuance of this permit does not modify, supersede or rescind any order or determination previously issued by the Department or any of the terms, conditions or requirements contained in such order or determination.



Condition 2-1: Applications for permit renewals, modifications and transfers
Applicable State Requirement: 6 NYCRR 621.11

Item 2-1.1:

The permittee must submit a separate written application to the Department for renewal, modification or transfer of this permit. Such application must include any forms or supplemental information the Department requires. Any renewal, modification or transfer granted by the Department must be in writing.

Item 2-1.2:

The permittee must submit a renewal application at least 180 days before expiration of permits for Title V Facility Permits, or at least 30 days before expiration of permits for State Facility Permits.

Item 2-1.3:

Permits are transferrable with the approval of the department unless specifically prohibited by the statute, regulation or another permit condition. Applications for permit transfer should be submitted prior to actual transfer of ownership.

Condition 1-2: Applications for Permit Renewals and Modifications
Applicable State Requirement: 6 NYCRR 621.13

Item 1-2.1:

The permittee must submit a separate written application to the Department for renewal, modification or transfer of this permit. Such application must include any forms or supplemental information the Department requires. Any renewal, modification or transfer granted by the Department must be in writing.

Item 1-2.2:

The permittee must submit a renewal application at least 180 days before expiration of permits for Title V Facility Permits, or at least 30 days before expiration of permits for State Facility Permits.

Item 1-2.3:

Permits are transferrable with the approval of the department unless specifically prohibited by the statute, regulation or another permit condition. Applications for permit transfer should be submitted prior to actual transfer of ownership.

Condition 2-2: Permit modifications, suspensions or revocations by the Department

Applicable State Requirement: 6 NYCRR 621.13

Item 2-2.1:

The Department reserves the right to modify, suspend, or revoke this permit in accordance with 6NYCRR Part 621. The grounds for modification, suspension or revocation include:

- a) materially false or inaccurate statements in the permit application or supporting papers;
- b) failure by the permittee to comply with any terms or conditions of the permit;
- c) exceeding the scope of the project as described in the permit application;
- d) newly discovered material information or a material change in environmental conditions, relevant technology or applicable law or regulations since the issuance of the existing permit;



e) noncompliance with previously issued permit conditions, orders of the commissioner, any provisions of the Environmental Conservation Law or regulations of the Department related to the permitted activity.

Condition 3: Applications for Permit Renewals and Modifications

Applicable State Requirement: 6 NYCRR 621.13 (a)

Expired by Mod No: 1

Item 3.1:

The permittee must submit a separate written application to the Department for renewal, modification or transfer of this permit. Such application must include any forms or supplemental information the Department requires. Any renewal, modification or transfer granted by the Department must be in writing.

Item 3.2:

The permittee must submit a renewal application at least 180 days before expiration of permits for Title V Facility Permits, or at least 30 days before expiration of permits for State Facility Permits.

Condition 1-3: Permit Modifications, Suspensions and Revocations by the Department

Applicable State Requirement: 6 NYCRR 621.14

Item 1-3.1:

The Department reserves the right to modify, suspend, or revoke this permit in accordance with 6NYCRR Part 621. The grounds for modification, suspension or revocation include:

- a) materially false or inaccurate statements in the permit application or supporting papers;
- b) failure by the permittee to comply with any terms or conditions of the permit;
- c) exceeding the scope of the project as described in the permit application;
- d) newly discovered material information or a material change in environmental conditions, relevant technology or applicable law or regulations since the issuance of the existing permit;
- e) noncompliance with previously issued permit conditions, orders of the commissioner, any provisions of the Environmental Conservation Law or regulations of the Department related to the permitted activity.

Condition 4: Permit Modifications, Suspensions, and Revocations by the Department

Applicable State Requirement: 6 NYCRR 621.14

Item 4.1:

The Department reserves the right to modify, suspend, or revoke this permit. The grounds for modification, suspension or revocation include:

- a) the scope of the permitted activity is exceeded or a violation of any condition of the permit or provisions of the ECL and pertinent regulations is found;
- b) the permit was obtained by misrepresentation or failure to disclose relevant facts;
- c) new material information is discovered; or
- d) environmental conditions, relevant technology, or applicable law or regulation have materially changed since the permit was issued.



**** Facility Level ****

Condition 5: Submission of Applications for Permit Modification or Renewal -REGION 8 HEADQUARTERS

Applicable State Requirement: 6 NYCRR 621.5 (a)

Item 5.1:

Submission of applications for permit modification or renewal are to be submitted to:
NYSDEC Regional Permit Administrator
Region 8 Headquarters
Division of Environmental Permits
6274 Avon-Lima Road
Avon, NY 14414-9519
(716) 226-2466

Condition 2-3: Submission of application for permit modification or renewal-REGION 8

HEADQUARTERS

Applicable State Requirement: 6 NYCRR 621.6 (a)

Item 2-3.1:

Submission of applications for permit modification or renewal are to be submitted to:
NYSDEC Regional Permit Administrator
Region 8 Headquarters
Division of Environmental Permits
6274 Avon-Lima Road
Avon, NY 14414-9519
(585) 226-2466

New York State Department of Environmental Conservation

Permit ID: 8-2614-00633/00014

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Permit Under the Environmental Conservation Law (ECL)

**ARTICLE 19: AIR POLLUTION CONTROL - AIR STATE FACILITY
PERMIT**

IDENTIFICATION INFORMATION

Permit Issued To: GRIFFITH ENERGY INC
760 BROOKS AVE
ROCHESTER, NY 14619-2259

Facility: ROCHESTER TERMINAL
275 MCKEE RD
ROCHESTER, NY 14611-2017

Authorized Activity By Standard Industrial Classification Code:
5171 - PETROLEUM BULK STATIONS & TERMINALS

Mod 0 Permit Effective Date: 04/07/1999
date.

Permit Expiration Date: No expiration
date.

Mod 1 Permit Effective Date: 06/04/2002
date.

Permit Expiration Date: No expiration
date.

Mod 2 Permit Effective Date: 02/08/2010
date.

Permit Expiration Date: No expiration
date.



LIST OF CONDITIONS

FEDERALLY ENFORCEABLE CONDITIONS

Facility Level

- 2-1 6 NYCRR 201-7.2: Facility Permissible Emissions
- *2-2 6 NYCRR 201-7.2: Capping Monitoring Condition
- 21 6 NYCRR 225-1.8 (b): Compliance Demonstration
- 2-3 6 NYCRR 225-3.3 (a): Compliance Demonstration
- 2-4 6 NYCRR 225-3.4 (a): Compliance Demonstration
- 2-5 6 NYCRR 225-3.4 (b): Compliance Demonstration
- 2-6 6 NYCRR 225-3.4 (d): Compliance Demonstration
- 25 6 NYCRR 229.4 (a): Testing and monitoring requirements
- 26 6 NYCRR 229.5 (c): Compliance Demonstration
- 2-7 40CFR 60.116b(a), NSPS Subpart Kb: Compliance Demonstration
- 2-8 40CFR 63.11083(b), Subpart BBBB: Compliance date for an existing source
- 2-9 40CFR 63.11089, Subpart BBBB: Compliance Demonstration
- 2-10 40CFR 63.11093, Subpart BBBB: Notifications (63.11093 a-d)
- 2-11 40CFR 63.11094(b), Subpart BBBB: Compliance Demonstration
- 2-12 40CFR 63.11094(c), Subpart BBBB: Compliance Demonstration
- 2-13 40CFR 63.11094(d), Subpart BBBB: Compliance Demonstration
- 2-14 40CFR 63.11094(e), Subpart BBBB: Compliance Demonstration
- 2-15 40CFR 63.11094(f), Subpart BBBB: Compliance Demonstration
- 2-16 40CFR 63.11095(a), Subpart BBBB: Compliance Demonstration
- 2-17 40CFR 63.11095(b), Subpart BBBB: Compliance Demonstration
- 2-18 40CFR 63.11095(c), Subpart BBBB: Waiver of semi annual excess emissions report

Emission Unit Level

EU=1-RACKS

- 2-19 6 NYCRR 230.4 (a) (1): Compliance Demonstration
- 39 6 NYCRR 230.4 (a) (1): Compliance Demonstration
- 40 6 NYCRR 230.4 (b): Compliance Demonstration
- 41 6 NYCRR 230.4 (e): Leak limit
- 42 6 NYCRR 230.4 (f): Compliance Demonstration
- 43 6 NYCRR 230.4 (g): Dome covers
- 44 6 NYCRR 230.6 (a): Compliance Demonstration
- 45 6 NYCRR 230.6 (b): Compliance Demonstration
- 46 6 NYCRR 230.6 (c): Compliance Demonstration
- 2-20 40CFR 63.11088, Subpart BBBB: Compliance Demonstration
- 2-21 40CFR 63.11092(a)(2), Subpart BBBB: Waiver of new performance test requirement by complying with state rule

EU=1-RACKS,Proc=LRG

- 47 6 NYCRR 229.3 (d): Vapor collection system requirements
- 48 6 NYCRR 229.3 (d): Compliance Demonstration

EU=1-RACKS,EP=00006

- 49 6 NYCRR 212.6 (a): Compliance Demonstration



50 6 NYCRR 212.9: Table 2 - rating A.

EU=1-RACKS,EP=00006,Proc=LRG

51 6 NYCRR 201-1.4: Compliance Demonstration

EU=1-RACKS,EP=00006,Proc=VDU,ES=LRGAS

2-22 6 NYCRR 229.3 (d) (1): Compliance Demonstration

EU=1-TANKS

53 6 NYCRR 229.3 (a): Internal floating roofs required in fixed roof tanks storing petroleum products

54 6 NYCRR 229.5 (a): Compliance Demonstration

2-23 40CFR 60.116b(b), NSPS Subpart Kb: Compliance Demonstration

2-24 40CFR 60.116b(c), NSPS Subpart Kb: Compliance Demonstration

2-25 40CFR 60.116b(d), NSPS Subpart Kb: Compliance Demonstration

EU=1-TANKS

2-26 40CFR 63.11087, Subpart BBBB: Compliance Demonstration

2-27 40CFR 63.11092(e)(1), Subpart BBBB: Internal floating roof inspections

STATE ONLY ENFORCEABLE CONDITIONS

Facility Level

1-3 ECL 19-0301: Contaminant List

2-28 6 NYCRR 201-1.4: Unavoidable noncompliance and violations

57 6 NYCRR Subpart 201-5: Emission Unit Definition

2-29 6 NYCRR 211.2: Air pollution prohibited

2-30 6 NYCRR 217-3.2: Idling of Diesel Trucks Limited

61 6 NYCRR 225-1.2 (a) (2): Compliance Demonstration

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62 6 NYCRR Subpart 201-5: Emission Point Definition By Emission Unit

63 6 NYCRR Subpart 201-5: Process Definition By Emission Unit

NOTE: * preceding the condition number indicates capping.



FEDERALLY ENFORCEABLE CONDITIONS
****** Facility Level ******

NOTIFICATION OF GENERAL PERMITTEE OBLIGATIONS

This section contains terms and conditions which are federally enforceable. Permittees may also have other obligations under regulations of general applicability

Item A: Sealing - 6 NYCRR 200.5

The Commissioner may seal an air contamination source to prevent its operation if compliance with 6 NYCRR Chapter III is not met within the time provided by an order of the Commissioner issued in the case of the violation.

Sealing means labeling or tagging a source to notify any person that operation of the source is prohibited, and also includes physical means of preventing the operation of an air contamination source without resulting in destruction of any equipment associated with such source, and includes, but is not limited to, bolting, chaining or wiring shut control panels, apertures or conduits associated with such source.

No person shall operate any air contamination source sealed by the Commissioner in accordance with this section unless a modification has been made which enables such source to comply with all requirements applicable to such modification.

Unless authorized by the Commissioner, no person shall remove or alter any seal affixed to any contamination source in accordance with this section.

Item B: Acceptable Ambient Air Quality - 6 NYCRR 200.6

Notwithstanding the provisions of 6 NYCRR Chapter III, Subchapter A, no person shall allow or permit any air contamination source to emit air contaminants in quantities which alone or in combination with emissions from other air contamination sources would contravene any applicable ambient air quality standard and/or cause air pollution. In such cases where contravention occurs or may occur, the Commissioner shall specify the degree and/or method of emission control required.

Item C: Maintenance of Equipment - 6 NYCRR 200.7

Any person who owns or operates an air contamination source which is equipped with an emission control device shall operate such device and keep it in a satisfactory state of maintenance and repair in accordance with ordinary and necessary practices, standards and procedures, inclusive of manufacturer's specifications,



required to operate such device effectively.

Item D: Unpermitted Emission Sources - 6 NYCRR 201-1.2

If an existing emission source was subject to the permitting requirements of 6 NYCRR Part 201 at the time of construction or modification, and the owner and/or operator failed to apply for a permit for such emission source then the following provisions apply:

- (a) The owner and/or operator must apply for a permit for such emission source or register the facility in accordance with the provisions of Part 201.
- (b) The emission source or facility is subject to all regulations that were applicable to it at the time of construction or modification and any subsequent requirements applicable to existing sources or facilities.

Item E: Emergency Defense - 6 NYCRR 201-1.5

An emergency constitutes an affirmative defense to an action brought for noncompliance with emissions limitations or permit conditions for all facilities in New York State.

(a) The affirmative defense of emergency shall be demonstrated through properly signed, contemporaneous operating logs, or other relevant evidence that:

- (1) An emergency occurred and that the facility owner and/or operator can identify the cause(s) of the emergency;
- (2) The equipment at the permitted facility causing the emergency was at the time being properly operated;
- (3) During the period of the emergency the facility owner and/or operator took all reasonable steps to minimize levels of emissions that exceeded the emission standards, or other requirements in the permit; and
- (4) The facility owner and/or operator notified the Department within two working days after the event occurred. This notice must contain a description of the emergency, any steps taken to mitigate emissions, and corrective actions taken.

(b) In any enforcement proceeding, the facility owner and/or operator seeking to establish the occurrence of an emergency has the burden of proof.



(c) This provision is in addition to any emergency or upset provision contained in any applicable requirement.

Item F: Recycling and Salvage - 6 NYCRR 201-1.7

Where practical, any person who owns or operates an air contamination source shall recycle or salvage air contaminants collected in an air cleaning device according to the requirements of 6 NYCRR.

Item G: Prohibition of Reintroduction of Collected Contaminants to the Air - 6 NYCRR 201-1.8

No person shall unnecessarily remove, handle, or cause to be handled, collected air contaminants from an air cleaning device for recycling, salvage or disposal in a manner that would reintroduce them to the outdoor atmosphere.

Item H: Proof of Eligibility for Sources Defined as Exempt Activities - 6 NYCRR 201-3.2 (a)

The owner and/or operator of an emission source or unit that is eligible to be exempt, may be required to certify that it operates within the specific criteria described in 6 NYCRR Subpart 201-3. The owner or operator of any such emission source must maintain all required records on-site for a period of five years and make them available to representatives of the Department upon request. Department representatives must be granted access to any facility which contains emission sources or units subject to 6 NYCRR Subpart 201-3, during normal operating hours, for the purpose of determining compliance with this and any other state and federal air pollution control requirements, regulations, or law.

Item I: Proof of Eligibility for Sources Defined as Trivial Activities - 6 NYCRR 201-3.3 (a)

The owner and/or operator of an emission source or unit that is listed as being trivial in 6 NYCRR Part 201 may be required to certify that it operates within the specific criteria described in 6 NYCRR Subpart 201-3. The owner or operator of any such emission source must maintain all required records on-site for a period of five years and make them available to representatives of the Department upon request. Department representatives must be granted access to any facility which contains emission sources or units subject to 6 NYCRR Subpart 201-3, during normal operating hours, for the purpose of determining compliance with this and any other state and federal air pollution control requirements, regulations, or law.

Item J: Required Emission Tests - 6 NYCRR 202-1.1



An acceptable report of measured emissions shall be submitted, as may be required by the Commissioner, to ascertain compliance or noncompliance with any air pollution code, rule, or regulation. Failure to submit a report acceptable to the Commissioner within the time stated shall be sufficient reason for the Commissioner to suspend or deny an operating permit. Notification and acceptable procedures are specified in 6 NYCRR Subpart 202-1.

Item K: Visible Emissions Limited - 6 NYCRR 211.3

Except as permitted by a specific part of this Subchapter and for open fires for which a restricted burning permit has been issued, no person shall cause or allow any air contamination source to emit any material having an opacity equal to or greater than 20 percent (six minute average) except for one continuous six-minute period per hour of not more than 57 percent opacity.

Item L: Open Fires - 6 NYCRR Part 215

No person shall burn, cause, suffer, allow or permit the burning in an open fire of garbage, rubbish for salvage, or rubbish generated by industrial or commercial activities.

Item M: Permit Exclusion - ECL 19-0305

The issuance of this permit by the Department and the receipt thereof by the Applicant does not and shall not be construed as barring, diminishing, adjudicating or in any way affecting any legal, administrative or equitable rights or claims, actions, suits, causes of action or demands whatsoever that the Department may have against the Applicant for violations based on facts and circumstances alleged to have occurred or existed prior to the effective date of this permit, including, but not limited to, any enforcement action authorized pursuant to the provisions of applicable federal law, the Environmental Conservation Law of the State of New York (ECL) and Chapter III of the Official Compilation of the Codes, Rules and Regulations of the State of New York (NYCRR). The issuance of this permit also shall not in any way affect pending or future enforcement actions under the Clean Air Act brought by the United States or any person.

Item N: Federally Enforceable Requirements - 40 CFR 70.6 (b)

All terms and conditions in this permit required by the Act or any applicable requirement, including any provisions designed to limit a facility's potential to emit, are enforceable by the Administrator and citizens under the Act. The Department has, in this permit, specifically designated any terms and conditions that are not required under the Act or under any of its applicable



requirements as being enforceable under only state regulations.

FEDERAL APPLICABLE REQUIREMENTS
The following conditions are federally enforceable.

Condition 2-1: Facility Permissible Emissions
Effective between the dates of 02/08/2010 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 201-7.2

Item 2-1.1:

The sum of emissions from the emission units specified in this permit shall not equal or exceed the following

Potential To Emit (PTE) rate for each regulated contaminant:

CAS No: 0NY998-00-0 (From Mod 2) PTE: 99,999 pounds
per year
Name: VOC

Condition 2-2: Capping Monitoring Condition
Effective between the dates of 02/08/2010 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 201-7.2

Item 2-2.1:

Under the authority of 6 NYCRR Part 201-7, this condition contains an emission cap for the purpose of limiting emissions from the facility, emission unit or process to avoid being subject to the following applicable requirement(s) that the facility, emission unit or process would otherwise be subject to:

6 NYCRR Subpart 201-6

Item 2-2.2:

Operation of this facility shall take place in accordance with the approved criteria, emission limits, terms, conditions and standards in this permit.

Item 2-2.3:

The owner or operator of the permitted facility must maintain all required records on-site for a period of five years and make them available to representatives of the Department upon request. Department representatives must be granted access to any facility regulated by this Subpart, during normal operating hours, for the purpose of determining compliance with this and any other state and federal air pollution control requirements, regulations or law.

Item 2-2.4:

On an annual basis, unless otherwise specified below, beginning one year after the granting of an emissions cap, the responsible official shall provide a certification to the Department that the facility has operated all emission units within the limits imposed by the emission cap. This

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certification shall include a brief summary of the emissions subject to the cap for that time period and a comparison to the threshold levels that would require compliance with an applicable requirement.

Item 2-2.5:

The emission of pollutants that exceed the applicability thresholds for an applicable requirement, for which the facility has obtained an emissions cap, constitutes a violation of Part 201 and of the Act.

Item 2-2.6:

The Compliance Demonstration activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 2-2.7:

Compliance Demonstration shall include the following monitoring:

Capping: Yes

Monitoring Type: MONITORING OF PROCESS OR CONTROL
DEVICE PARAMETERS AS SURROGATE

Monitoring Description:

In order to cap out of the requirements of 6 NYCRR Part 201-6, the annual emissions of VOCs from the facility shall not exceed 99999 pounds per year on a rolling twelve month basis. To demonstrate compliance with the above emission limit, the facility shall maintain monthly records on the rolling twelve month facility VOC emissions. VOC emissions shall be calculated based on production records and emission factors. Emission factors and assumptions used in the calculation are subject to Department approval. Records shall be kept on site for five years and made available to the Department upon request.

Parameter Monitored: VOC

Upper Permit Limit: 99999 pounds per year

Monitoring Frequency: MONTHLY

Averaging Method: ANNUAL MAXIMUM ROLLED MONTHLY

Reporting Requirements: ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2011.

Subsequent reports are due every 12 calendar month(s).

Condition 21: Compliance Demonstration
Effective between the dates of 04/07/1999 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 225-1.8 (b)

Item 21.1:

New York State Department of Environmental Conservation

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The Compliance Demonstration activity will be performed for the Facility.

Item 21.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Any person who sells oil and/or coal must retain, for at least three years, records containing the following information:

- i. fuel analyses and data on the quantities of all oil and coal received; and
- ii. the names of all purchasers, fuel analyses and data on the quantities of all oil and coal sold.

Such fuel analyses must contain as a minimum:

- i. data on the sulfur content, ash content, specific gravity and heating value of residual oil;
- ii. data on the sulfur content, specific gravity and heating value of distillate oil; and
- iii. data on the sulfur content, ash content and heating value of coal.

Monitoring Frequency: CONTINUOUS

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 2-3: Compliance Demonstration
Effective between the dates of 02/08/2010 and Permit Expiration Date

Applicable Federal Requirement: 6 NYCRR 225-3.3 (a)

Item 2-3.1:

The Compliance Demonstration activity will be performed for the Facility.

Item 2-3.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

Any gasoline sold or supplied to a retailer or wholesale purchaser-consumer, shall have a Reid vapor pressure (RVP) no greater than 9.0 pounds per square inch (psi), during the period May 1st through September 15th of each year. Sampling and testing will be done according to a protocol approved by the Department.



Work Practice Type: PARAMETER OF PROCESS MATERIAL
Process Material: GASOLINE
Parameter Monitored: REID VAPOR PRESSURE
Upper Permit Limit: 9.0 pounds per square inch absolute
Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION
Averaging Method: MAXIMUM - NOT TO BE EXCEEDED AT ANY TIME (INSTANTANEOUS/DISCRETE OR GRAB)
Reporting Requirements: SEMI-ANNUALLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 7/30/2010.
Subsequent reports are due every 6 calendar month(s).

Condition 2-4: Compliance Demonstration
Effective between the dates of 02/08/2010 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 225-3.4 (a)

Item 2-4.1:

The Compliance Demonstration activity will be performed for the Facility.

Item 2-4.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES
Monitoring Description:

- The owner or operator of any refinery, terminal, or bulk plant from which gasoline, subject to this Subpart, is distributed must maintain records on the gasoline that is delivered to or distributed from such facilities. These records shall include:
- (1) The RVP of the gasoline if subject to section 225-3.3 of this Subpart.
 - (2) A designation of the appropriate time period(s) in which the gasoline is intended to be dispensed to motor vehicles.
 - (3) Written certification that the gasoline:
 - (i) conforms with all RVP and oxygen content requirements of this Subpart; and
 - (ii) is in compliance with all applicable State and Federal regulations which apply during the time period(s) specified pursuant to paragraph (3) of this subdivision.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION
Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 2-5: Compliance Demonstration
Effective between the dates of 02/08/2010 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 225-3.4 (b)



Item 2-5.1:

The Compliance Demonstration activity will be performed for the Facility.

Item 2-5.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The following records shall be provided with gasoline which is distributed from this facility:

- (1) A copy of the certification produced for paragraph (a)(3) of 6 NYCRR Part 225-3.4.
- (2) Documentation of the maximum RVP of the gasoline if the gasoline was subject to section 225-3.3 of this Subpart.
- (3) Designation of the appropriate time period(s) in which the gasoline is intended to be dispensed to motor vehicles.
- (4) Documentation of the shipment quantity and the shipment date of the gasoline being distributed.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 2-6: Compliance Demonstration
Effective between the dates of 02/08/2010 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 225-3.4 (d)

Item 2-6.1:

The Compliance Demonstration activity will be performed for the Facility.

Item 2-6.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Facility is required to maintain records in one or more of the following subdivisions; 6 NYCRR Part 225-3.4(a), (b) or (c). The records must be made available to the commissioner or his or her representative, for inspection during normal business hours, at the location from which the gasoline was delivered, sold, or dispensed. The facility must furnish copies of these records to the commissioner or his or her representative upon request. Facility shall maintain all records and documentation required to be made or maintained in accordance with 6

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NYCRR Part 225-3.4, including any calculations performed,
for at least two years from date of delivery.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING
DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 25: Testing and monitoring requirements
Effective between the dates of 04/07/1999 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 229.4 (a)

Item 25.1:

The owner and/or operator of a vapor collection and control system must follow notification requirements, protocol requirements, and test procedures of Part 202 of this title for testing and monitoring to determine compliance with the emission limits and control requirements required of this Part.

Condition 26: Compliance Demonstration
Effective between the dates of 04/07/1999 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 229.5 (c)

Item 26.1:

The Compliance Demonstration activity will be performed for the Facility.

Item 26.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Recordkeeping of average daily gasoline throughput for
gasoline loading terminals - Records must be maintained at
the facility for five years

Monitoring Frequency: DAILY

Averaging Method: 24-HOUR AVERAGE

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 2-7: Compliance Demonstration
Effective between the dates of 02/08/2010 and Permit Expiration Date

Applicable Federal Requirement:40CFR 60.116b(a), NSPS Subpart Kb

Item 2-7.1:

The Compliance Demonstration activity will be performed for the facility:

The Compliance Demonstration applies to:

Emission Unit: 1-TANKS

Process: LL4

Emission Source: ET043

Emission Unit: 1-TANKS

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Process: LL4

Emission Source: ET044

Emission Unit: 1-TANKS

Process: SL4

Emission Source: ET043

Emission Unit: 1-TANKS

Process: SL4

Emission Source: ET044

Item 2-7.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner or operator shall keep copies of all records required by this section, except for the record required by paragraph (b) of this section, for at least 2 years. The record required by paragraph (b) of this section will be kept for the life of the source

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 2-8: Compliance date for an existing source

Effective between the dates of 02/08/2010 and Permit Expiration Date

Applicable Federal Requirement:40CFR 63.11083(b), Subpart BBBBBB

Item 2-8.1:

An existing affected source must comply with the standards of this subpart no later than January 10, 2011.

Condition 2-9: Compliance Demonstration

Effective between the dates of 02/08/2010 and Permit Expiration Date

Applicable Federal Requirement:40CFR 63.11089, Subpart BBBBBB

Item 2-9.1:

The Compliance Demonstration activity will be performed for the Facility.

Item 2-9.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Each owner/operator of a bulk gasoline terminal, bulk plant, pipeline breakout station, or pipeline pumping station subject to the provisions of subpart BBBBBB shall perform a monthly leak inspection of all equipment in gasoline service, as defined in §63.11100. For this inspection, detection methods incorporating sight, sound, and smell are acceptable.



A log book shall be used and shall be signed by the owner or operator at the completion of each inspection. A section of the log book shall contain a list, summary description, or diagram(s) showing the location of all equipment in gasoline service at the facility.

Each detection of a liquid or vapor leak shall be recorded in the log book. When a leak is detected, an initial attempt at repair shall be made as soon as practicable, but no later than 5 calendar days after the leak is detected. Repair or replacement of leaking equipment shall be completed within 15 calendar days after detection of each leak, except as provided in §63.11089(d).

Delay of repair of leaking equipment will be allowed if the repair is not feasible within 15 days. The owner or operator shall provide in the semiannual report specified in §63.11095(b), the reason(s) why the repair was not feasible and the date each repair was completed.

The facility must comply with the requirements of subpart BBBBBB by the applicable dates in §63.11083.

The facility must submit the applicable notifications as required under §63.11093.

The facility must keep records and submit reports as specified in §63.11094 and 63.11095.

Monitoring Frequency: MONTHLY

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 2-10: Notifications (63.11093 a-d)
Effective between the dates of 02/08/2010 and Permit Expiration Date

Applicable Federal Requirement:40CFR 63.11093, Subpart BBBBBB

Item 2-10.1:

(a) Each owner/operator of an affected source under subpart BBBBBB must submit an initial notification as specified in §63.9(b). If the facility is in compliance with the requirements of subpart BBBBBB at the time the initial notification is due, the notification of compliance status required under (b) of this condition may be submitted in lieu of the initial notification.

(b) Each owner/operator of an affected source under subpart BBBBBB must submit a notification of compliance status as specified in §63.9(h). The notification of compliance status must specify which of the compliance options included in table 1 of subpart BBBBBB that is used to comply with the subpart.

(c) Each owner/operator of an affected bulk gasoline terminal under subpart BBBBBB must submit a notification of performance test, as specified in §63.9(e), prior to initiating testing required by §63.11092(a) or §63.11092(b).



(d) Each owner/operator of any affected source under subpart BBBBBB must submit additional notifications specified in §63.9, as applicable.

Condition 2-11: Compliance Demonstration

Effective between the dates of 02/08/2010 and Permit Expiration Date

Applicable Federal Requirement:40CFR 63.11094(b), Subpart BBBBBB

Item 2-11.1:

The Compliance Demonstration activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 2-11.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The facility shall keep records of the test results for each gasoline cargo tank loading at the facility as specified below:

1) Annual certification testing performed under §63.11092(f)(1) and periodic railcar bubble leak testing performed under §63.11092(f)(2).

2) The documentation file shall be kept up-to-date for each gasoline cargo tank loading at the facility. The documentation for each test shall include, as a minimum, the following information:

- Name of Test: Annual Certification Test - Method 27 or Periodic Railcar Bubble Leak Test Procedure.
- Cargo tank owner's name and address
- Cargo tank identification number
- Test location and date
- Tester name and signature
- Witnessing inspector, if any: name, signature, affiliation
- Vapor tightness repair: Nature of repair work and when performed in relation to vapor tightness testing
- Test results: Test pressure, pressure or vacuum change, mm of water; time period of test; number of leaks found with instrument; and leak definition

3) If the facility is complying with the alternative requirements in §63.11088(b), the facility must keep records documenting that the facility has verified the vapor tightness testing according to the requirements of

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EPA.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING

DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 2-12: Compliance Demonstration

Effective between the dates of 02/08/2010 and Permit Expiration Date

Applicable Federal Requirement:40CFR 63.11094(c), Subpart BBBBBB

Item 2-12.1:

The Compliance Demonstration activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 2-12.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

As an alternative to keeping records at the terminal of each gasoline cargo tank test result as required in §63.11094(b), the facility may keep an electronic copy of each record which would be instantly available at the terminal. The copy of each record above must be an exact duplicate image of the original paper record with certifying signatures.

For facilities which use a terminal automation system to prevent gasoline cargo tanks that do not have valid cargo tank vapor tightness documentation from loading (e.g., via a card lock-out system), a copy of the documentation must be made available (e.g., via facsimile) for inspection by EPA's or NYSDEC's delegated representatives during the course of a site visit, or within a mutually agreeable time frame.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING

DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 2-13: Compliance Demonstration

Effective between the dates of 02/08/2010 and Permit Expiration Date

Applicable Federal Requirement:40CFR 63.11094(d), Subpart BBBBBB

Item 2-13.1:

The Compliance Demonstration activity will be performed for the Facility.

Regulated Contaminant(s):

New York State Department of Environmental Conservation

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Facility DEC ID: 8261400633



CAS No: 0NY998-00-0 VOC

Item 2-13.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

If the facility is subject to the equipment leak provisions of §63.11089, then the facility shall prepare and maintain a record describing the types, identification numbers, and locations of all equipment in gasoline service. For facilities electing to implement an instrument program under §63.11089, the record shall contain a full description of the program.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 2-14: Compliance Demonstration

Effective between the dates of 02/08/2010 and Permit Expiration Date

Applicable Federal Requirement:40CFR 63.11094(e), Subpart BBBBBB

Item 2-14.1:

The Compliance Demonstration activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 2-14.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

If the facility is subject to the requirements for equipment leak inspections in §63.11089, then the facility shall record in the log book for each leak that is detected, the information below:

- 1) The equipment type and identification number.
- 2) The nature of the leak (i.e., vapor or liquid) and the method of detection (i.e., sight, sound, or smell).
- 3) The date the leak was detected and the date of each attempt to repair the leak.
- 4) Repair methods applied in each attempt to repair the leak.
- 5) "Repair delayed" and the reason for the delay if the leak is not repaired within 15 calendar days after discovery of the leak.
- 6) The expected date of successful repair of the leak if the leak is not repaired within 15 days.



7) The date of successful repair of the leak.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING
DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 2-15: Compliance Demonstration
Effective between the dates of 02/08/2010 and Permit Expiration Date

Applicable Federal Requirement:40CFR 63.11094(f), Subpart BBBBBB

Item 2-15.1:

The Compliance Demonstration activity will be performed for the Facility.

Regulated Contaminant(s):
CAS No: 0NY998-00-0 VOC

Item 2-15.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The facility shall keep the following records:

1) Keep an up-to-date, readily accessible record of the continuous monitoring data required under §63.11092(b) or §63.11092(e). This record shall indicate the time intervals during which loadings of gasoline cargo tanks have occurred or, alternatively, shall record the operating parameter data only during such loadings. The date and time of day shall also be indicated at reasonable intervals on this record.

2) Record and report simultaneously with the Notification of Compliance Status required under §63.11093(b):
- All data and calculations, engineering assessments, and manufacturer's recommendations used in determining the operating parameter value under §63.11092(b) or §63.11092(e); and
- The following information when using a flare under provisions of §63.11(b) to comply with §63.11087(a):
- - Flare design (i.e., steam-assisted, air-assisted, or non-assisted); and
- - all visible emissions (VE) readings, heat content determinations, flow rate measurements, and exit velocity determinations made during the compliance determination required under §63.11092(e)(3).

3) Keep an up-to-date, readily accessible copy of the monitoring and inspection plan required under §63.11092(b)(1)(i)(B)(2) or §63.11092(b)(1)(iii)(B)(2).



Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 7/30/2010.

Subsequent reports are due every 6 calendar month(s).

Condition 2-17: Compliance Demonstration
Effective between the dates of 02/08/2010 and Permit Expiration Date

Applicable Federal Requirement:40CFR 63.11095(b), Subpart BBBB

Item 2-17.1:

The Compliance Demonstration activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 0NY100-00-0 HAP

Item 2-17.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

A facility that is subject to the control requirements in Subpart BBBB, shall submit an excess emissions report to NYSDEC at the time the semiannual compliance report is submitted. Excess emissions events under subpart BBBB, and the information to be included in the excess emissions report, are as follows:

1) Each instance of a non-vapor-tight gasoline cargo tank loading at the facility in which the facility failed to take steps to assure that such cargo tank would not be reloaded at the facility before vapor tightness documentation for that cargo tank was obtained.

2) Each reloading of a non-vapor-tight gasoline cargo tank at the facility before vapor tightness documentation for that cargo tank is obtained by the facility in accordance with §63.11094(b).

3) Each exceedance or failure to maintain, as appropriate, the monitored operating parameter value determined under §63.11092(b). The report shall include the monitoring data for the days on which exceedances or failures to maintain have occurred, and a description and timing of the steps taken to repair or perform maintenance on the vapor collection and processing systems or the continuous monitoring system.

4) Each instance in which malfunctions discovered during the monitoring and inspections required under



§63.11092(b)(1)(i)(B)(2) and (b)(1)(iii)(B)(2) were not resolved according to the necessary corrective actions described in the monitoring and inspection plan. The report shall include a description of the malfunction and the timing of the steps taken to correct the malfunction.

5) for each occurrence of an equipment leak for which no repair attempt was made within 5 days or for which repair was not completed within 15 days after detection:

- the date on which the leak was detected;
- the date of each attempt to repair the leak;
- the reasons for the delay of repair; and
- the date of successful repair.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 7/30/2010.

Subsequent reports are due every 6 calendar month(s).

**Condition 2-18: Waiver of semi annual excess emissions report
Effective between the dates of 02/08/2010 and Permit Expiration Date**

Applicable Federal Requirement:40CFR 63.11095(c), Subpart BBBB

Item 2-18.1:

Each bulk gasoline plant or a pipeline pumping station shall submit a semiannual excess emissions report, including the information specified in §63.11095(a)(3) and (b)(5), only for a 6-month period during which an excess emissions event has occurred. If no excess emission events have occurred during the previous 6-month period, no report is required.

****** Emission Unit Level ******

**Condition 2-19: Compliance Demonstration
Effective between the dates of 02/08/2010 and Permit Expiration Date**

Applicable Federal Requirement:6 NYCRR 230.4 (a) (1)

Item 2-19.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-RACKS

Item 2-19.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: MONITORING OF PROCESS OR CONTROL
DEVICE PARAMETERS AS SURROGATE

Monitoring Description:

New York State Department of Environmental Conservation

Permit ID: 8-2614-00633/00014

Facility DEC ID: 8261400633



No owner or operator of a gasoline transport vehicle subject to this Part will allow said vehicle to be filled or emptied unless the gasoline transport vehicle sustains a pressure change of not more than three inches of water in five minutes when pressurized to a gauge pressure of 18 inches of water and evacuated to a gauge pressure of six inches of water.

Manufacturer Name/Model Number: Gasoline Transport Vehicle
Parameter Monitored: PRESSURE CHANGE
Upper Permit Limit: 3.0 inches of water
Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION
Averaging Method: AVERAGING METHOD AS PER REFERENCE TEST METHOD INDICATED
Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 39: Compliance Demonstration
Effective between the dates of 04/07/1999 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 230.4 (a) (1)

Item 39.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-RACKS

Item 39.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: MONITORING OF PROCESS OR CONTROL DEVICE PARAMETERS AS SURROGATE

Monitoring Description:

No owner or operator of a gasoline transport vehicle subject to this Part will allow said vehicle to be filled or emptied unless the gasoline transport vehicle sustains a pressure change of not more than three inches of water in five minutes when pressurized to a gauge pressure of 18 inches of water and evacuated to a gauge pressure of six inches of water.

Manufacturer Name/Model Number: Gasoline Transport Vehicle
Parameter Monitored: PRESSURE CHANGE
Upper Permit Limit: 3.0 inches of water
Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 40: Compliance Demonstration
Effective between the dates of 04/07/1999 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 230.4 (b)

Item 40.1:

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The Compliance Demonstration activity will be performed for:

Emission Unit: 1-RACKS

Item 40.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: INTERMITTENT EMISSION TESTING

Monitoring Description:

All gasoline transport vehicles subject to this Part must be tested annually by the owner or his agent, using test methods acceptable to the commissioner. If the pressure-vacuum test does not show compliance with the pressure change standard, the gasoline transport vehicle must be repaired to make the tank vapor-tight, and retested.

Parameter Monitored: PRESSURE CHANGE

Upper Permit Limit: 3.0 inches of water

Reference Test Method: EPA Method 27

Monitoring Frequency: ANNUALLY

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 41: Leak limit

Effective between the dates of 04/07/1999 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 230.4 (e)

Item 41.1:

This Condition applies to Emission Unit: 1-RACKS

Item 41.2:

Leakage of vapors from any component of the gasoline transport vehicle or the vapor collection and control system must not equal or exceed 100 percent of the lower explosive limit measured as propane during the loading of a gasoline transport vehicle. No avoidable visible liquid leak from such components is allowed, including all piping, seals, hoses, connections, pressure-vacuum seals, and other possible leak sources.

Condition 42: Compliance Demonstration

Effective between the dates of 04/07/1999 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 230.4 (f)

Item 42.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-RACKS

Item 42.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: MONITORING OF PROCESS OR CONTROL



DEVICE PARAMETERS AS SURROGATE

Monitoring Description:

No owner or operator of a gasoline transport vehicle will allow a compartment on said vehicle to be loaded under a pressure exceeding 18 inches of water gauge, to be unloaded under a vacuum exceeding 6 inches of water gauge, or to be unloaded under pressure.

Parameter Monitored: PRESSURE

Lower Permit Limit: 6.0 inches of water

Upper Permit Limit: 18.0 inches of water

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING

DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 43: Dome covers
Effective between the dates of 04/07/1999 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 230.4 (g)

Item 43.1:

This Condition applies to Emission Unit: 1-RACKS

Item 43.2:

Dome covers on gasoline transport vehicles must be closed while the transport vehicle is being loaded.

Condition 44: Compliance Demonstration
Effective between the dates of 04/07/1999 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 230.6 (a)

Item 44.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-RACKS

Item 44.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner of any gasoline transport vehicle subject to this Part must maintain records of pressure-vacuum testings and repairs. The records must include the identity of the gasoline transport vehicle, the results of the testing, the date that the testing and repairs, as needed, were done, the nature of needed repairs and the date of retests where appropriate.

Testing records must be retained for two years and must be made available to the Department on request at any

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reasonable time.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING
DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 45: Compliance Demonstration
Effective between the dates of 04/07/1999 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 230.6 (b)

Item 45.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-RACKS

Item 45.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

A copy of the most recent pressure-vacuum test results,
in a form acceptable to the commissioner, must be kept
with the gasoline transport vehicle.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING
DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 46: Compliance Demonstration
Effective between the dates of 04/07/1999 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 230.6 (c)

Item 46.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-RACKS

Regulated Contaminant(s):

CAS No: 008006-61-9 GASOLINE

Item 46.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Records acceptable to the commissioner must be retained
for two years after the testing occurred, and must be made
available to the commissioner or his representative on
request at any reasonable time.



Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING
DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 2-20: Compliance Demonstration

Effective between the dates of 02/08/2010 and Permit Expiration Date

Applicable Federal Requirement:40CFR 63.11088, Subpart BBBB

Item 2-20.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-RACKS

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 2-20.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner and/or operator of a gasoline loading rack having a throughput of greater than or equal to 250,000 gallons/day, shall be subject to the following requirements:

- a) Equip the loading rack(s) with a vapor collection system designed to collect the TOC vapors displaced from cargo tanks during product loading; and
- b) Reduce emissions of TOC to less than or equal to 80 mg/l of gasoline loaded into gasoline cargo tanks at the loading rack; and
- c) Design and operate the vapor collection system to prevent any TOC vapors collected at one loading rack from passing to another loading rack; and
- d) Limit the loading of gasoline into gasoline cargo tanks that are vapor tight using the procedures specified in §60.502(e)-(j). For the purposes of this condition, the term "tank truck" as used in §60.502(e)-(j) means "cargo tank" as defined in subpart BBBB in §63.11100.

The facility shall comply with the requirements of subpart BBBB by the applicable dates specified in §63.11083.

The facility must comply with the testing and monitoring requirements specified in §63.11092(a).

The facility must keep records and submit reports as specified in §63.11094 and 11095.



Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING
DESCRIPTION

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 7/30/2010.

Subsequent reports are due every 6 calendar month(s).

**Condition 2-21: Waiver of new performance test requirement by complying
with state rule
Effective between the dates of 02/08/2010 and Permit Expiration Date**

Applicable Federal Requirement:40CFR 63.11092(a)(2), Subpart

BBBBBB

Item 2-21.1:

This Condition applies to Emission Unit: 1-RACKS

Item 2-21.2:

If the facility is operating a gasoline loading rack in compliance with 6 NYCRR Part 229.3(d)(1) which requires the loading rack to meet an emission limit of 80mg/L of gasoline loaded, then the facility may submit a statement by a responsible official of the facility certifying the compliance status of the loading rack in lieu of the test required in §63.11092(a)(1).

**Condition 47: Vapor collection system requirements
Effective between the dates of 04/07/1999 and Permit Expiration Date**

Applicable Federal Requirement:6 NYCRR 229.3 (d)

Item 47.1:

This Condition applies to Emission Unit: 1-RACKS
Process: LRG

Item 47.2:

No person may load gasoline into a gasoline transport vehicle at a gasoline loading terminal, unless the loading terminal is equipped with gasoline vapor collection and vapor control systems operating in good working order. A required vapor collection system consists of:

- i. hatch loading systems which include a loading arm with a vapor collection system adaptor, a vapor-tight seal between the adaptor and hatch, and a method of preventing drainage of liquid gasoline from the loading arm when it is removed from the hatch or for complete drainage of the loading arm before such removal;
- ii. bottom loading systems which include a connecting pipe or hose equipped with vapor-tight fittings that will automatically and immediately close upon disconnection to prevent release of gasoline vapors;
- iii. a connecting device between the gasoline transport vehicle and the dispensing equipment that interrupts the flow of gasoline to prevent overfilling and spillage; and
- iv. a system that prevents the flow of gasoline into gasoline transport vehicles unless the

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fuel product line and vapor collection system are both connected so as to prevent liquid product leaks and vapor loss.

Condition 48: Compliance Demonstration
Effective between the dates of 04/07/1999 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 229.3 (d)

Item 48.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-RACKS

Process: LRG

Regulated Contaminant(s):

CAS No: 008006-61-9 GASOLINE

Item 48.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: MONITORING OF PROCESS OR CONTROL
DEVICE PARAMETERS AS SURROGATE

Monitoring Description:

The gasoline vapor collection and control systems must capture gasoline vapors during loading and unloading of gasoline transport vehicles and must condense, absorb, adsorb, or combust gasoline vapors so emissions do not exceed 0.67 pounds/1000 gallons.

Parameter Monitored: VOC

Upper Permit Limit: 0.67 pounds per 1000 gallons

Monitoring Frequency: PER DELIVERY

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 49: Compliance Demonstration
Effective between the dates of 04/07/1999 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 212.6 (a)

Item 49.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-RACKS

Emission Point: 00006

Item 49.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: MONITORING OF PROCESS OR CONTROL
DEVICE PARAMETERS AS SURROGATE

Monitoring Description:

No person shall cause or allow emissions having an average opacity during any six consecutive minutes of 20

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percent or greater from any process emission source, except only the emission of uncombined water. Visible emissions monitoring will be conducted at the request of the agency to demonstrate compliance with this limit.

Parameter Monitored: OPACITY

Upper Permit Limit: 20 percent

Reference Test Method: METHOD 9

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING

DESCRIPTION

Averaging Method: 6-MINUTE AVERAGE (METHOD 9)

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 50: Table 2 - rating A.
Effective between the dates of 04/07/1999 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 212.9

Item 50.1:

This Condition applies to Emission Unit: 1-RACKS Emission Point: 00006

Item 50.2:

Either 99% (or greater) air cleaning or the BACT is required for particulate matter emissions state wide and VOC emissions state wide emitting one pound per hour or greater ,as defined by emission rate potential , except for the New York City Metropolitan Area.

Condition 51: Compliance Demonstration
Effective between the dates of 04/07/1999 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 201-1.4

Item 51.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-RACKS Emission Point: 00006
Process: LRG

Item 51.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

THE FACILITY SHALL NOT LOAD GASOLINE DURING THE ROUTINE MAINTENANCE OF THE VAPOR DESTRUCTION UNIT UNLESS THE LOADING ACTIVITY IS UNAVOIDABLE. IN THE EVENT THAT GASOLINE LOADING OCCURS DURING THE MAINTENANCE PERIOD, THE FACILITY SHALL NOTIFY THE DEPARTMENT IN WRITING WITIN 30 DAYS OF THE OCCURRENCE. THE WRITTEN REPORT SHALL INCLUDE THE TIME AND



DURATION OF THE MAINTENANCE, THE AMOUNT OF GASOLINE LOADED DURING THE MAINTENANCE PERIOD AND A DESCRIPTION OF WHY THE LOADING WAS UNAVOIDABLE.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 2-22: Compliance Demonstration
Effective between the dates of 02/08/2010 and Permit Expiration Date

Applicable Federal Requirement: 6 NYCRR 229.3 (d) (1)

Item 2-22.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-RACKS Emission Point: 00006
Process: VDU Emission Source: LRGAS

Regulated Contaminant(s):
CAS No: 0NY998-00-0 VOC

Item 2-22.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Griffith will follow the following steps to achieve continuous monitoring of the John Zink Vapor Destruction Unit (VDU), Model Number ZCT-2-6-35-2-3/6-X-X.

1. The VDU will be operated and maintained in accordance with the operation and maintenance manual for the unit.
2. Regularly scheduled preventative maintenance service will be performed on the VDU to ensure proper operating condition of the unit.
3. The Terminal Manager, or his designated employee, will check the operating lights at the control panel for the VDU on a daily basis. The control panel is described in section VI of the operation and maintenance manual for the VDU. Operational lights are provided for System power, Remote emergency shutdown, Liquid seal level, Assist air blower failure, Flame arrester high temperature, Pilot failure, and Pilot on. System shut down/ failure to start will be indicated by the presence of red lights, or the absence of a white light for System power, or failure of green light for Pilot on.



4. All drivers will be instructed to: Cease loading operations if VDU fails to start or shuts down during loading; Immediately report a VDU failure to Terminal operating personnel; Failure to follow these instructions may result in suspension of loading rack access.

Monitoring Frequency: DAILY

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 53: Internal floating roofs required in fixed roof tanks storing petroleum products
Effective between the dates of 04/07/1999 and Permit Expiration Date

Applicable Federal Requirement: 6 NYCRR 229.3 (a)

Item 53.1:

This Condition applies to Emission Unit: 1-TANKS

Item 53.2:

No person may store petroleum liquid in a fixed roof tank subject to 6 NYCRR Part 229 unless:

1. the tank has been retrofitted with an internal floating roof or equivalent control; and
2. the vapor collection and vapor control systems are maintained and operated in such a way as to ensure the integrity and efficiency of the system.

Condition 54: Compliance Demonstration
Effective between the dates of 04/07/1999 and Permit Expiration Date

Applicable Federal Requirement: 6 NYCRR 229.5 (a)

Item 54.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-TANKS

Item 54.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Recordkeeping of capacities of petroleum liquid storage tanks - Records must be maintained at the facility for five years

Monitoring Frequency: ANNUALLY

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 2-23: Compliance Demonstration



Effective between the dates of 02/08/2010 and Permit Expiration Date

Applicable Federal Requirement:40CFR 60.116b(b), NSPS Subpart Kb

Item 2-23.1:

The Compliance Demonstration activity will be performed for the facility:

The Compliance Demonstration applies to:

Emission Unit: 1-TANKS

Process: LL4

Emission Source: ET043

Emission Unit: 1-TANKS

Process: LL4

Emission Source: ET044

Emission Unit: 1-TANKS

Process: SL4

Emission Source: ET043

Emission Unit: 1-TANKS

Process: SL4

Emission Source: ET044

Item 2-23.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner or operator of each storage vessel as specified in 40 CFR 60.110b(a) shall keep readily accessible records showing the dimension of the storage vessel and an analysis showing the capacity of the storage vessel. Each storage vessel with a design capacity less than 75 cubic meters is subject to no provisions of this subpart other than those required by this paragraph

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 2-24: Compliance Demonstration

Effective between the dates of 02/08/2010 and Permit Expiration Date

Applicable Federal Requirement:40CFR 60.116b(c), NSPS Subpart Kb

Item 2-24.1:

The Compliance Demonstration activity will be performed for the facility:

The Compliance Demonstration applies to:

Emission Unit: 1-TANKS

Process: LL4

Emission Source: ET043

Emission Unit: 1-TANKS

Process: LL4

Emission Source: ET044

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Emission Unit: 1-TANKS

Process: SL4

Emission Source: ET043

Emission Unit: 1-TANKS

Process: SL4

Emission Source: ET044

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 2-24.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner or operator shall maintain a record of the Volatile Organic Liquid (VOL) stored, the period of storage, and the maximum true vapor pressure of that VOL during the respective storage period. These records shall be kept on site for a minimum of 2 years.

Note: The above time frames are new source performance standards (NSPS) requirements. Other Title V permit requirements pursuant to 6 NYCRR 201-6.5(c)(2) requires these records to be maintained for at least five (5) years.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 2-25: Compliance Demonstration

Effective between the dates of 02/08/2010 and Permit Expiration Date

Applicable Federal Requirement:40CFR 60.116b(d), NSPS Subpart Kb

Item 2-25.1:

The Compliance Demonstration activity will be performed for the facility:

The Compliance Demonstration applies to:

Emission Unit: 1-TANKS

Process: LL4

Emission Source: ET043

Emission Unit: 1-TANKS

Process: LL4

Emission Source: ET044

Emission Unit: 1-TANKS

Process: SL4

Emission Source: ET043

Emission Unit: 1-TANKS

Process: SL4

Emission Source: ET044

Regulated Contaminant(s):

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CAS No: 0NY998-00-0 VOC

Item 2-25.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Except as provided in 116b(g), the owner/operator of each storage vessel with a design capacity greater than or equal to 151 cubic meters storing a liquid with a maximum true vapor pressure that is normally less than 5.2 kPa shall notify New York State DEC within 30 days when the maximum true vapor pressure of the liquid exceeds 5.2 kPa.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 2-26: Compliance Demonstration

Effective between the dates of 02/08/2010 and Permit Expiration Date

Applicable Federal Requirement:40CFR 63.11087, Subpart BBBBBB

Item 2-26.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-TANKS

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 2-26.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Emission Sources TK 011, TK013, TK014, TK016, and TK017 are subject to the following requirements:

A facility which owns or operates a gasoline storage tank subject to this subpart and having a capacity equal to or exceeding 75 cubic meters shall equip each internal floating roof gasoline storage tank according to the requirements in §60.112b(a)(1), except for the secondary seal requirements under §60.112b(a)(1)(ii)(B) and the requirements in §60.112b(a)(1)(iv)-(ix). The facility shall comply with the requirements of subpart BBBBBB by the applicable dates specified in §63.11083, except that if a storage vessel with a floating roof is not meeting the requirements of §63.11087(a) it must be in compliance at the first degassing and cleaning activity after January



10, 2011 or by January 10, 2018, whichever is first. The facility must comply with the testing and monitoring requirements specified in §63.11092(e)(1). Finally, the facility shall submit the following information as required in 40 CFR Part 60.115b(a):

(1) Furnish the Administrator with a report that describes the control equipment and certifies that the control equipment meets the specifications of §60.112b(a)(1) and §60.113b(a)(1). This report shall be an attachment to the notification required by §60.7(a)(3).

(2) Keep a record of each inspection performed as required by §60.113b (a)(1), (a)(2), (a)(3), and (a)(4). Each record shall identify the storage vessel on which the inspection was performed and shall contain the date the vessel was inspected and the observed condition of each component of the control equipment (seals, internal floating roof, and fittings).

(3) If any of the conditions described in §60.113b(a)(2) are detected during the annual visual inspection required by §60.113b(a)(2), a report shall be furnished to the Administrator within 30 days of the inspection. Each report shall identify the storage vessel, the nature of the defects, and the date the storage vessel was emptied or the nature of and date the repair was made.

(4) After each inspection required by §60.113b(a)(3) that finds holes or tears in the seal or seal fabric, or defects in the internal floating roof, or other control equipment defects listed in §60.113b(a)(3)(ii), a report shall be furnished to the Administrator within 30 days of the inspection. The report shall identify the storage vessel and the reason it did not meet the specifications of §61.112b(a)(1) or §60.113b(a)(3) and list each repair made.

These records are to be maintained for a minimum of 5 years.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 2-27: Internal floating roof inspections
Effective between the dates of 02/08/2010 and Permit Expiration Date

Applicable Federal Requirement:40CFR 63.11092(e)(1), Subpart

BBBBBB

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Item 2-27.1:

This Condition applies to Emission Unit: 1-TANKS

Item 2-27.2:

Each owner/operator subject to the emission standard in §63.11087 for gasoline storage tanks that are equipped with an internal floating roof shall perform inspections of the floating roof system according to the requirements of §60.113b(a) if the facility is complying with option 2(b) of table 1 of subpart BBBBBB. If the facility is complying with option 2(d) of table 1 of subpart BBBBBB, then the facility shall comply with the requirements in §63.1063(c)(2).



STATE ONLY ENFORCEABLE CONDITIONS
****** Facility Level ******

NOTIFICATION OF GENERAL PERMITTEE OBLIGATIONS
This section contains terms and conditions which are not federally enforceable. Permittees may also have other obligations under regulations of general applicability

Item A: Public Access to Recordkeeping for Facilities With State Facility Permits - 6 NYCRR 201-1.10 (a)

Where emission source owners and/or operators keep records pursuant to compliance with the operational flexibility requirements of 6 NYCRR Subpart 201-5.4(b)(1), and/or the emission capping requirements of 6 NYCRR Subparts 201-7.2(d), 201-7.3(f), 201-7.3(g), 201-7.3(h)(5), 201-7.3(i) and 201-7.3(j), the Department will make such records available to the public upon request in accordance with 6 NYCRR Part 616 - Public Access to Records. Emission source owners and/or operators must submit the records required to comply with the request within sixty working days of written notification by the Department of receipt of the request.

Item B: General Provisions for State Enforceable Permit Terms and Condition - 6 NYCRR Part 201-5

Any person who owns and/or operates stationary sources shall operate and maintain all emission units and any required emission control devices in compliance with all applicable Parts of this Chapter and existing laws, and shall operate the facility in accordance with all criteria, emission limits, terms, conditions, and standards in this permit. Failure of such person to properly operate and maintain the effectiveness of such emission units and emission control devices may be sufficient reason for the Department to revoke or deny a permit.

The owner or operator of the permitted facility must maintain all required records on-site for a period of five years and make them available to representatives of the Department upon request. Department representatives must be granted access to any facility regulated by this Subpart, during normal operating hours, for the purpose of determining compliance with this and any other state and federal air pollution control requirements, regulations or law.

STATE ONLY APPLICABLE REQUIREMENTS
The following conditions are state only enforceable.



Condition 1-3: Contaminant List

Effective between the dates of 06/04/2002 and Permit Expiration Date

Applicable State Requirement:ECL 19-0301

Item 1-3.1:

Emissions of the following contaminants are subject to contaminant specific requirements in this permit(emission limits, control requirements or compliance monitoring conditions).

CAS No: 008006-61-9
Name: GASOLINE

CAS No: 0NY100-00-0
Name: HAP

CAS No: 0NY998-00-0
Name: VOC

Condition 2-28: Unavoidable noncompliance and violations

Effective between the dates of 02/08/2010 and Permit Expiration Date

Applicable State Requirement:6 NYCRR 201-1.4

Item 2-28.1:

At the discretion of the commissioner a violation of any applicable emission standard for necessary scheduled equipment maintenance, start-up/shutdown conditions and malfunctions or upsets may be excused if such violations are unavoidable. The following actions and recordkeeping and reporting requirements must be adhered to in such circumstances.

(a) The facility owner and/or operator shall compile and maintain records of all equipment maintenance or start-up/shutdown activities when they can be expected to result in an exceedance of any applicable emission standard, and shall submit a report of such activities to the commissioner's representative when requested to do so in writing or when so required by a condition of a permit issued for the corresponding air contamination source except where conditions elsewhere in this permit which contain more stringent reporting and notification provisions for an applicable requirement, in which case they supercede those stated here. Such reports shall describe why the violation was unavoidable and shall include the time, frequency and duration of the maintenance and/or start-up/shutdown activities and the identification of air contaminants, and the estimated emission rates. If a facility owner and/or operator is subject to continuous stack monitoring and quarterly reporting requirements, he need not submit reports for equipment maintenance or start-up/shutdown for the facility to the commissioner's representative.

(b) In the event that emissions of air contaminants in excess of any emission standard in 6 NYCRR Chapter III Subchapter A occur due to a malfunction, the facility owner and/or operator shall report such malfunction by telephone to the commissioner's representative as soon as possible during normal working hours, but in any event not later than two working days after becoming aware that the malfunction occurred. Within 30 days thereafter, when requested in writing by the commissioner's representative, the facility owner and/or operator shall submit a written report to the commissioner's representative describing the malfunction, the corrective



action taken, identification of air contaminants, and an estimate of the emission rates. These reporting requirements are superseded by conditions elsewhere in this permit which contain reporting and notification provisions for applicable requirements more stringent than those above.

(c) The Department may also require the owner and/or operator to include in reports described under (a) and (b) above an estimate of the maximum ground level concentration of each air contaminant emitted and the effect of such emissions depending on the deviation of the malfunction and the air contaminants emitted.

(d) In the event of maintenance, start-up/shutdown or malfunction conditions which result in emissions exceeding any applicable emission standard, the facility owner and/or operator shall take appropriate action to prevent emissions which will result in contravention of any applicable ambient air quality standard. Reasonably available control technology, as determined by the commissioner, shall be applied during any maintenance, start-up/shutdown or malfunction condition subject to this paragraph.

(e) In order to have a violation of a federal regulation (such as a new source performance standard or national emissions standard for hazardous air pollutants) excused, the specific federal regulation must provide for an affirmative defense during start-up, shutdowns, malfunctions or upsets.

Condition 57: Emission Unit Definition
Effective between the dates of 04/07/1999 and Permit Expiration Date

Applicable State Requirement:6 NYCRR Subpart 201-5

Item 57.1(From Mod 2):

The facility is authorized to perform regulated processes under this permit for:

Emission Unit: 1-RACKS

Emission Unit Description:

TWO (2) LOADING RACKS ARE UTILIZED TO LOAD GASOLINE PRODUCTS, KEROSENE, JET A, AND FUEL OILS. THE LOADING RACK UTILIZED TO LOAD GASOLINE PRODUCTS IS EQUIPPED WITH A VAPOR DESTRUCTION UNIT.

Building(s): LOAD RACKS

Item 57.2(From Mod 2):

The facility is authorized to perform regulated processes under this permit for:

Emission Unit: 1-TANKS

Emission Unit Description:

FIVE (5) STORAGE TANKS OF DIFFERENT VOLUMES. ALL TANKS HAVE SEALED, INTERNAL FLOATING ROOFS, AND STORE GASOLINE.

Building(s): TANK FARM

Condition 2-29: Air pollution prohibited
Effective between the dates of 02/08/2010 and Permit Expiration Date



Applicable State Requirement:6 NYCRR 211.2

Item 2-29.1:

No person shall cause or allow emissions of air contaminants to the outdoor atmosphere of such quantity, characteristic or duration which are injurious to human, plant or animal life or to property, or which unreasonably interfere with the comfortable enjoyment of life or property. Notwithstanding the existence of specific air quality standards or emission limits, this prohibition applies, but is not limited to, any particulate, fume, gas, mist, odor, smoke, vapor, pollen, toxic or deleterious emission, either alone or in combination with others.

Condition 2-30: Idling of Diesel Trucks Limited
Effective between the dates of 02/08/2010 and Permit Expiration Date

Applicable State Requirement:6 NYCRR 217-3.2

Item 2-30.1:

No person who owns, operates or leases a bus or truck, the motive power for which is provided by a diesel engine or who owns, leases or occupies land and has the actual or apparent dominion or control over the operation of a bus or truck present on such land, the motive power for which said bus or truck is provided by a diesel engine, shall allow or permit the diesel engine of such bus or truck to idle for more than five consecutive minutes when the bus or truck is not in motion, except as otherwise permitted by 6 NYCRR Subpart 217-3.3.

Condition 61: Compliance Demonstration
Effective between the dates of 04/07/1999 and Permit Expiration Date

Applicable State Requirement:6 NYCRR 225-1.2 (a) (2)

Item 61.1:

The Compliance Demonstration activity will be performed for the Facility.

Item 61.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

No person will sell, offer for sale, purchase or use any distillate oil fuel which contains sulfur in a quantity exceeding the following limitation.

Work Practice Type: PARAMETER OF PROCESS MATERIAL

Process Material: DISTILLATES - NUMBER 1 AND NUMBER 2 OIL

Parameter Monitored: SULFUR CONTENT

Upper Permit Limit: 1.5 percent by weight

Averaging Method: MAXIMUM - NOT TO BE EXCEEDED AT ANY TIME (INSTANTANEOUS/DISCRETE OR GRAB)

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

**** Emission Unit Level ****



Condition 62: Emission Point Definition By Emission Unit
Effective between the dates of 04/07/1999 and Permit Expiration Date

Applicable State Requirement:6 NYCRR Subpart 201-5

Item 62.1(From Mod 2):

The following emission points are included in this permit for the cited Emission Unit:

Emission Unit: 1-RACKS

Emission Point: 00006

Height (ft.): 14

Diameter (in.): 3

NYTMN (km.): 4781.721 NYTME (km.): 283.329 Building: LOAD RACKS

Condition 63: Process Definition By Emission Unit
Effective between the dates of 04/07/1999 and Permit Expiration Date

Applicable State Requirement:6 NYCRR Subpart 201-5

Item 63.1(From Mod 2):

This permit authorizes the following regulated processes for the cited Emission Unit:

Emission Unit: 1-RACKS

Process: LGF

Source Classification Code: 4-04-001-54

Process Description:

FUGITIVE EMISSIONS FROM LEAKS THROUGH THE TRUCK VALVES DURING LOADING OF PRODUCTS AT THE GASOLINE LOADING RACK WHILE THE VAPOR RECOVERY UNIT IS IN USE.

Emission Source/Control: LGVDU - Control

Control Type: FLARING

Emission Source/Control: LRGAS - Process

Design Capacity: 27,000 gallons per hour

Item 63.2(From Mod 2):

This permit authorizes the following regulated processes for the cited Emission Unit:

Emission Unit: 1-RACKS

Process: LRD

Source Classification Code: 4-04-001-50

Process Description:

THE DISTILLATE LOADING RACK TOP LOADS AND BOTTOM LOADS JET A, KEROSENE, AND NO. 2 FUEL INTO TANKER TRUCKS (EP00007). 3 LOADING BAYS. AN OWN USE FUEL LOADING CONNECTION FOR DIESEL AND DIESEL ADDITIVE IS PROVIDED AT THIS LOCATION. BAY 1 HAS 2 LOADING ARMS FOR NO. 2 FUEL OIL AND 1 LOADING ARM FOR KEROSENE. ALL 3 ARMS AT BAY 1 TOP LOAD. BAY 2 HAS 7 LOADING ARMS, 1



LOADING ARM FOR EACH OF THE FOLLOWING #2 FUEL OIL, JET A, LS DIESEL, 1 OWN USE FUEL DIESEL AND ADDITIVE LOADING, TWO LOADING ARMS FOR KEROSENE. ONE KEROSENE ARM AND THE #2 FUEL OIL ARM AT BAY 2 BOTTOM LOAD AND THE OTHER KEROSENE ARM, THE DIESEL AND JET A ARMS TOP LOAD. BAY 3 HAS ONE BOTTOM LOADING JET A ARM. THE GASOLINE LOADING RACK BOTTOM LOADS DISTILLATE INTO TRUCKS. EACH OF THE TWO BAYS HAS ONE LOADING ARM FOR LOW SULFUR DIESEL.

Emission Source/Control: LRDST - Process
Design Capacity: 27,000 gallons per hour

Emission Source/Control: LRGAS - Process
Design Capacity: 27,000 gallons per hour

Item 63.3(From Mod 2):

This permit authorizes the following regulated processes for the cited Emission Unit:

Emission Unit: 1-RACKS
Process: LRG Source Classification Code: 4-04-001-50

Process Description:
THE GASOLINE LOADING RACK BOTTOM LOADS GASOLINE INTO TRUCKS. GASOLINE VAPORS ARE COLLECTED IN A VDU (EP00006). THERE ARE 2 IDENTICAL BAYS AT THIS RACK ALL BOTTOM LOADING. 3 GASOLINE LOADING ARMS. THE GASOLINE LOADING ARMS ARE FOR 3 DIFFERENT GRADES OF GASOLINE.

Emission Source/Control: LGVDU - Control
Control Type: FLARING

Emission Source/Control: LRGAS - Process
Design Capacity: 27,000 gallons per hour

Item 63.4(From Mod 2):

This permit authorizes the following regulated processes for the cited Emission Unit:

Emission Unit: 1-RACKS
Process: VDU Source Classification Code: 4-04-001-50

Process Description:
FUGITIVE EMISSIONS RESULTING FROM LOSSES FROM THE VAPOR DESTRUCTION UNIT.

Emission Source/Control: LGVDU - Control
Control Type: FLARING

Emission Source/Control: LRGAS - Process
Design Capacity: 27,000 gallons per hour



Item 63.5(From Mod 2):

This permit authorizes the following regulated processes for the cited Emission Unit:

Emission Unit: 1-TANKS
Process: FGL Source Classification Code: 4-04-001-51
Process Description:
MISCELLANEOUS FUGITIVE HAP AND VOC
EMISSIONS FROM VALVE, PUMP, AND FLANGE
LEAKAGE.

Emission Source/Control: FUGTV - Process

Item 63.6(From Mod 2):

This permit authorizes the following regulated processes for the cited Emission Unit:

Emission Unit: 1-TANKS
Process: LL1 Source Classification Code: 4-04-001-79
Process Description:
LOADING LOSSES FROM TANKS 11 AND 16. BOTH
TANKS ARE GREATER THAN 40000 GALLONS IN
CAPACITY AND HAVE A SEALED INTERNAL
FLOATING ROOF. THE INTERNAL FLOATING ROOFS
ON THESE TANKS ARE OF ALUMINUM CONSTRUCTION
AND THE DECKING CONSISTS OF STRIPS OF
CONTINUOUS SHEETS.

Emission Source/Control: IFR01 - Control
Control Type: FLOATING ROOF

Emission Source/Control: IFR02 - Control
Control Type: FLOATING ROOF

Emission Source/Control: OT011 - Process
Design Capacity: 470,000 gallons

Emission Source/Control: OT016 - Process
Design Capacity: 1,440,000 gallons

Item 63.7(From Mod 2):

This permit authorizes the following regulated processes for the cited Emission Unit:

Emission Unit: 1-TANKS
Process: LL2 Source Classification Code: 4-04-001-79
Process Description:
LOADING LOSSES FROM TANKS 13 AND 14. BOTH
TANKS ARE GREATER THAN 40000 GALLONS AND
HAVE A SEALED INTERNAL ROOF. THE INTERNAL
FLOATING ROOFS ON THESE TANKS ARE
CONSTRUCTED OF MULTIPLE RECTANGULAR
PANELS.

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Emission Source/Control: IFR03 - Control
Control Type: FLOATING ROOF

Emission Source/Control: IFR04 - Control
Control Type: FLOATING ROOF

Emission Source/Control: OT013 - Process
Design Capacity: 1,470,000 gallons

Emission Source/Control: OT014 - Process
Design Capacity: 1,470,000 gallons

Item 63.8(From Mod 2):

This permit authorizes the following regulated processes for the cited Emission Unit:

Emission Unit: 1-TANKS

Process: LL3

Source Classification Code: 4-04-001-79

Process Description:

LOADING LOSSES FROM TANK 17. THE TANK IS GREATER THAN 40000 GALLONS AND HAS A SEALED INTERNAL ROOF. THE INTERNAL FLOATING ROOF ON THE TANK IS CONSTRUCTED OF A CONTINUOUS PONTOON.

Emission Source/Control: IFR05 - Control
Control Type: FLOATING ROOF

Emission Source/Control: OT017 - Process
Design Capacity: 1,440,000 gallons

Item 63.9(From Mod 2):

This permit authorizes the following regulated processes for the cited Emission Unit:

Emission Unit: 1-TANKS

Process: LL4

Process Description:

Loading losses from tanks 43 and 44. The tanks are horizontal 30,000 gallon tanks storing volatile organic liquids, and are equipped with pressure relief valves set at one pound of pressure.

Emission Source/Control: ET043 - Process
Design Capacity: 30,000 gallons

Emission Source/Control: ET044 - Process
Design Capacity: 30,000 gallons

Item 63.10(From Mod 2):

This permit authorizes the following regulated processes for the cited Emission Unit:

Emission Unit: 1-TANKS

Process: SL1

Source Classification Code: 4-04-001-60



Process Description:

STANDING LOSSES FROM TANKS 11 AND 16. BOTH TANKS ARE GREATER THAN 40000 GALLONS IN CAPACITY AND HAVE A SEALED INTERNAL FLOATING ROOF. THE INTERNAL FLOATING ROOFS ON THESE TANKS ARE OF ALUMINUM CONSTRUCTION AND THE DECKING CONSISTS OF STRIPS OF CONTINUOUS SHEETS.

Emission Source/Control: IFR01 - Control
Control Type: FLOATING ROOF

Emission Source/Control: IFR02 - Control
Control Type: FLOATING ROOF

Emission Source/Control: OT011 - Process
Design Capacity: 470,000 gallons

Emission Source/Control: OT016 - Process
Design Capacity: 1,440,000 gallons

Item 63.11(From Mod 2):

This permit authorizes the following regulated processes for the cited Emission Unit:

Emission Unit: 1-TANKS

Process: SL2

Source Classification Code: 4-04-001-60

Process Description:

STANDING LOSSES FROM TANKS 13 AND 14. BOTH TANKS ARE GREATER THAN 40000 GALLONS AND HAVE A SEALED INTERNAL ROOF. THE INTERNAL FLOATING ROOFS ON THESE TANKS ARE CONSTRUCTED OF MULTIPLE RECTANGULAR PANELS.

Emission Source/Control: IFR03 - Control
Control Type: FLOATING ROOF

Emission Source/Control: IFR04 - Control
Control Type: FLOATING ROOF

Emission Source/Control: OT013 - Process
Design Capacity: 1,470,000 gallons

Emission Source/Control: OT014 - Process
Design Capacity: 1,470,000 gallons

Item 63.12(From Mod 2):

This permit authorizes the following regulated processes for the cited Emission Unit:

Emission Unit: 1-TANKS

Process: SL3

Source Classification Code: 4-04-001-60

Process Description:

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STANDING LOSSES FROM TANK 17. THE TANK IS GREATER THAN 40000 GALLONS AND HAS A SEALED INTERNAL ROOF. THE INTERNAL FLOATING ROOF ON THIS TANK IS CONSTRUCTED OF A CONTINUOUS PONTOON.

Emission Source/Control: IFR05 - Control
Control Type: FLOATING ROOF

Emission Source/Control: OT017 - Process
Design Capacity: 1,440,000 gallons

Item 63.13(From Mod 2):

This permit authorizes the following regulated processes for the cited Emission Unit:

Emission Unit: 1-TANKS

Process: SL4

Process Description:

Standing losses from tanks 43 and 44. The tanks are horizontal 30,000 gallon tanks storing volatile organic liquids, and are equipped with pressure relief valves set at one pound of pressure.

Emission Source/Control: ET043 - Process
Design Capacity: 30,000 gallons

Emission Source/Control: ET044 - Process
Design Capacity: 30,000 gallons

Item 63.14(From Mod 1):

This permit authorizes the following regulated processes for the cited Emission Unit:

Emission Unit: 1-TANKS

Process: SII

Source Classification Code: 4-04-001-60

Process Description:

STANDING LOSSES FROM TANKS II AND 16 BOTH TANKS ARE GREATER THAN 40000 GALLONS IN CAPACITY AND HAVE A SEALED INTERNAL FLOATING ROOF. THE INTERNAL FLOATING ROOFS ON THESE TANKS ARE OF ALUMINUM CONSTRUCTION AND THE DECKING CONSISTS OF STRIPS OF CONTINUOUS SHEETS.

Emission Source/Control: IFR01 - Control
Control Type: FLOATING ROOF

Emission Source/Control: OT011 - Process
Design Capacity: 470,000 gallons

Emission Source/Control: OT016 - Process
Design Capacity: 1,440,000 gallons

New York State Department of Environmental Conservation

Permit ID: 8-2614-00633/00014

Facility DEC ID: 8261400633



Item 63.15(From Mod 1):

This permit authorizes the following regulated processes for the cited Emission Unit:

Emission Unit: 1-TANKS

Process: SI2

Source Classification Code: 4-04-001-60

Process Description:

STANDING LOSSES FROM TANKS 13 AND 14 BTOH
TANKS ARE GREATER THAN 40000 GALLONS AND
HAVE A SEALED INTERNAL ROOF. THE INTERNAL
FLOATING ROOFS ON THESE TANKS ARE
CONSTRUCTED OF MULTIPLE RECTANGULAR
PANELS.

Emission Source/Control: IFR02 - Control

Control Type: FLOATING ROOF

Emission Source/Control: OT013 - Process

Design Capacity: 1,470,000 gallons

Emission Source/Control: OT014 - Process

Design Capacity: 1,470,000 gallons

